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Paper No. 4

KNOBBE MARTENS OLSON & BEAR
620 NEWPORT CENTER DRIVE
SIXTEENTH FLOOR
NEWPORT BEACH, CA 92660

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In re Application of
Karl Erwin Meimer
Application No. 09/921,061
Filed: August 1, 2001
Attorney Docket No. TTLRCL.001A

: OFFICE OF PETITIONS
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: DECISION ON PETITION
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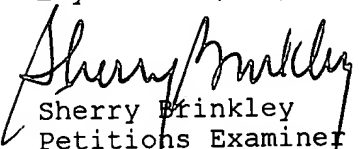
This is a decision on the paper styled "Request For Corrected Filing Receipt" filed October 5, 2001, requesting that the above-identified application be accorded a filing date of August 1, 2001, rather than the presently accorded filing date of August 3, 2001. The petition is properly treated as a petition under 37 CFR 1.10(c).

Applicant requests the earlier filing date on the basis that the application was purportedly deposited in "Express Mail" service with the U.S. Postal Service on August 1, 2001, pursuant to the requirements of 37 CFR 1.10. While the Express Mail label No. EL842762570US shows a "date-in" of August 8, 2001, it also includes a "Horton Plaza San Diego CA USPS" stamp dated August 1, 2001. It is noted that the same Express Mail label number appears on the original transmittal letter found in the present application.

A search of the USPS Track and Confirm record confirms that the package in question was enroute on August 1, 2001. Accordingly, the petition is granted.

The application is being returned to Initial Patent Examination Division to await applicant's reply to the Notice mailed September 13, 2001, and for correction of the filing date to August 1, 2001.

Telephone inquiries specific to this matter should be directed to Wan Laymon at (703) 306-5685.


Sherry Brinkley
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

Enclosure: Express Mail Track/Confirm Sheet